

Notice of Intent Application

3 Red Brook Pond Drive
Bourne (Cataumet), MA
Map 47.4 – Parcel 9-8

January 18, 2022



Main Office:

49 Herring Pond Road
Buzzards Bay, MA 02532

508-833-0070 Ext 303
508-833-2282 (fax)

Nantucket Office:

19 Old South Road
Nantucket, MA 02554

508-325-0044

Mansfield Office:

905 S. Main Street
Mansfield, MA 02048

508-618-3029

List of Materials and Plans submitted with NOI Application

1. Narrative
2. Notice of Intent – WPA Form 3
3. Bourne Conservation Commission Forms
 - a. NOI Filing Information Worksheet
 - b. NOI Authorization Form
 - c. Waiver Agreement
 - d. Commission Member Waiver Request
 - e. Site Inspection Authorization
 - f. Filing Fee Submittal Form
 - g. Nitrogen Loading Calculations – Existing
 - h. Nitrogen Loading Calculations - Proposed
4. Maps showing Project Site
 - a. USGS Topographic Map
 - b. Aerial Orthophoto
 - c. FEMA Flood Insurance Rate Map
 - d. Aerial - NHESP Map
5. Directions to Site
6. Abutter Documents
 - a. Affidavit of Service
 - b. Certified Abutters List
 - c. Notification to Abutters
 - d. Proof of Mailing
7. Plan: “*Proposed Subsurface Sewage Disposal Plan in Bourne, MA*”, prepared by Bracken Engineering, Inc., dated January 18, 2022

PROJECT NARRATIVE

Prepared for

Michael Kenny

3 Red Brook Pond Drive (Cataumet)

Map 47.4, Parcel 9-8

On behalf of the Applicant, Michael Kenny, Bracken Engineering, Inc. respectfully submits this Notice of Intent (NOI) for work on and within the 100-foot buffer zone to a Bordering Vegetated Wetland (BVW) and Coastal Bank as defined by Massachusetts DEP policy 92-1 (Fig. 3). The proposed project includes the construction of a single-family dwelling and installation of Title V septic system with all associated utilities, grading and landscaping at 3 Red Brook Pond Drive (Town of Bourne Assessor's Map 47.4, Parcel 9-8). The property is an undeveloped 45,946± square foot parcel located in the village of Cataumet. It is surrounded by single family dwellings to the south, west, and east. Red Brook Pond lies to the north and forms the northern property line.

Wetland Resource Areas

Wetland resource areas located on the subject parcel include a Bordering Vegetated Wetland (BVW) flagged by Brendan Mullaney, PWS (formerly of BEI), Coastal Bank as defined by MA DEP Policy 92-1 (Figure 3), and LSCSF consisting of FEMA Special Flood Hazard Zone "AE" (el. 14). The above resource areas are depicted on the included plan along with the associated buffer zones.

Proposed Project

The Applicant proposes the following work:

- Construct a single-family dwelling;
- Install a Title 5 compliant septic system consisting of a MicroFast de-nitrification septic tank and Presby Enviro-Septic soil absorption system;
- Install proposed drywells to capture & infiltrate roof runoff and minimize any surface runoff;
- Install any and all associated utilities for the proposed dwelling;
- Provide necessary grading; and,
- Provide any landscaping and appurtenances associated with the dwelling.

Performance Standards

Protection of Public and Private Water Supply and Ground Water Supply

The site is not located within a DEP defined wellhead protection area. There are no private wells on or near the subject parcel. Groundwater will be recharged on site in accordance with the appropriate DEP stormwater standards. Therefore, the public and private water supply and groundwater supply protection interests of the Act and the Bylaw will be upheld.

Flood Control and Storm Damage Prevention

No work is proposed within the existing Coastal Bank or LSCSF, therefore, the flood control and storm damage prevention interests of the Act and Bylaw will be protected.

Prevention of Pollution

Erosion control measures consisting of a blown media silt sock (Filtrexx Soxx, or approved equal) will be implemented as depicted on the enclosed plans to eliminate the movement of sediment towards resource areas. The silt sock will remain in place until the slope has been fully stabilized and will only be removed after inspection by the design engineer. The proposed drywells shall be protected from inundation by silt and/or sediment until the site is stabilized. Therefore, the pollution interests of the Act and Bylaw will be upheld.

Protection of Fisheries, Shellfisheries, and Wildlife Habitat

The property is not located within either Natural Heritage and Endangered Species Program (NHESP) Areas of Estimated Habitats of Rare Wildlife and Priority Habitats of Rare Species. Therefore, the fisheries, shellfisheries and wildlife habitat interests of the Act and Bylaw will be protected.

Summary

The Applicant seeks construct a single-family dwelling, Title 5 septic system and all associated utilities, grading, drainage, landscaping and appurtenances. Appropriate measures shall be taken to minimize or eliminate any erosion or sedimentation of the site during construction and the site has been designed in compliance with all local and state regulations. As proposed, the Project has met the burden of proof established under the Act and Bylaw. Therefore, the Applicant respectfully requests issuance of an Order of Conditions by the Conservation Commission.



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands

Provided by MassDEP:
 MassDEP File Number
 SE7-
 Document Transaction Number
 BOURNE
 City/Town

WPA Form 3 – Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40
 and Town of Bourne Wetland Protection Bylaw 3.7 and its Wetland Regulations

Important:
 When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



Note:
 Before completing this form consult your local Conservation Commission regarding any municipal bylaw or ordinance.

A. General Information

1. Project Location (**Note:** electronic filers will click on button to locate project site):

3 Red Brook Pond Drive
 a. Street Address

Bourne
 b. City/Town

02532
 c. Zip Code

Latitude and Longitude:
 41.676107
 d. Latitude

-70.609664
 e. Longitude

47.4
 f. Assessors Map/Plat Number

9.8
 g. Parcel /Lot Number

2. Applicant:

Michael
 a. First Name

Kenny
 b. Last Name

c. Organization

P.O. Box 384
 d. Street Address

Cataumet
 e. City/Town

MA
 f. State

02534
 g. Zip Code

978-697-6523
 h. Phone Number

i. Fax Number

mjkbuilder@gmail.com
 j. Email Address

3. Property owner (required if different from applicant): Check if more than one owner

Carl
 a. First Name

Forziati, Tr.
 b. Last Name

Justin Realty Trust
 c. Organization

P.O. Box 3077
 d. Street Address

Pocasset
 e. City/Town

MA
 f. State

02559-3077
 g. Zip Code

h. Phone Number

i. Fax Number

carlforziati@comcast.net
 j. Email address

4. Representative (if any):

Zachary L.
 a. First Name

Basinski, PE, CFM
 b. Last Name

Bracken Engineering, Inc.
 c. Company

49 Herring Pond Road
 d. Street Address

Buzzards Bay
 e. City/Town

MA
 f. State

02532
 g. Zip Code

508-833-0070
 h. Phone Number

508-833-2282
 i. Fax Number

zac@brackeneng.com
 j. Email address

5. Total WPA Fee Paid (from NOI Wetland Fee Transmittal Form):

\$500.00
 a. Total Fee Paid

\$237.50
 b. State Fee Paid

\$262.50
 c. City/Town Fee Paid

\$500.00
BOURNE BYLAW Fee



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A. General Information (continued)

6. General Project Description:

The applicant proposes the construction of a single family dwelling, Title 5 septic system, and all associated landscaping, grading, utilities, and appurtenances.

7a. Project Type Checklist: (Limited Project Types see Section A. 7b.)

- 1. Single Family Home
- 2. Residential Subdivision
- 3. Commercial/Industrial
- 4. Dock/Pier
- 5. Utilities
- 6. Coastal engineering Structure
- 7. Agriculture (e.g., cranberries, forestry)
- 8. Transportation
- 9. Other

7b. Is any portion of the proposed activity eligible to be treated as a limited project (including Ecological Restoration Limited Project) subject to 310 CMR 10.24 (coastal) or 310 CMR 10.53 (inland)?

- 1. Yes No If yes, describe which limited project applies to this project. (See 310 CMR 10.24 and 10.53 for a complete list and description of limited project types)

2. Limited Project Type

If the proposed activity is eligible to be treated as an Ecological Restoration Limited Project (310 CMR10.24(8), 310 CMR 10.53(4)), complete and attach Appendix A: Ecological Restoration Limited Project Checklist and Signed Certification.

8. Property recorded at the Registry of Deeds for:

Barnstable

a. County

5711

c. Book

5711

c. Book

b. Certificate # (if registered land)

144

d. Page Number

148

d. Page Number

B. Buffer Zone & Resource Area Impacts (temporary & permanent)

- 1. Buffer Zone Only – Check if the project is located only in the Buffer Zone of a Bordering Vegetated Wetland, Inland Bank, or Coastal Resource Area.
- 2. Inland Resource Areas (see 310 CMR 10.54-10.58; if not applicable, go to Section B.3, Coastal Resource Areas).

Check all that apply below. Attach narrative and any supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.



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B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

For all projects affecting other Resource Areas, please attach a narrative explaining how the resource area was delineated.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. <input type="checkbox"/> Bank	1. linear feet	2. linear feet
b. <input type="checkbox"/> Bordering Vegetated Wetland	1. square feet	2. square feet
c. <input type="checkbox"/> Land Under Waterbodies and Waterways	1. square feet	2. square feet
	3. cubic yards dredged	

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
d. <input type="checkbox"/> Bordering Land Subject to Flooding	1. square feet	2. square feet
	3. cubic feet of flood storage lost	4. cubic feet replaced
e. <input type="checkbox"/> Isolated Land Subject to Flooding	1. square feet	
	2. cubic feet of flood storage lost	3. cubic feet replaced
f. <input type="checkbox"/> Riverfront Area	1. Name of Waterway (if available) - specify coastal or inland	

2. Width of Riverfront Area (check one):

- 25 ft. - Designated Densely Developed Areas only
- 100 ft. - New agricultural projects only
- 200 ft. - All other projects

3. Total area of Riverfront Area on the site of the proposed project: _____ square feet

4. Proposed alteration of the Riverfront Area:

a. total square feet	b. square feet within 100 ft.	c. square feet between 100 ft. and 200 ft.
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5. Has an alternatives analysis been done and is it attached to this NOI? Yes No

6. Was the lot where the activity is proposed created prior to August 1, 1996? Yes No

3. Coastal Resource Areas: (See 310 CMR 10.25-10.35)

Note: for coastal riverfront areas, please complete **Section B.2.f.** above.



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B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

Check all that apply below. Attach narrative and supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

Online Users:
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. <input type="checkbox"/> Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. <input type="checkbox"/> Land Under the Ocean	1. square feet 2. cubic yards dredged	
c. <input type="checkbox"/> Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. <input type="checkbox"/> Coastal Beaches	1. square feet	2. cubic yards beach nourishment
e. <input type="checkbox"/> Coastal Dunes	1. square feet	2. cubic yards dune nourishment

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
f. <input type="checkbox"/> Coastal Banks	1. linear feet	
g. <input type="checkbox"/> Rocky Intertidal Shores	1. square feet	
h. <input type="checkbox"/> Salt Marshes	1. square feet	2. sq ft restoration, rehab., creation
i. <input type="checkbox"/> Land Under Salt Ponds	1. square feet 2. cubic yards dredged	
j. <input type="checkbox"/> Land Containing Shellfish	1. square feet	
k. <input type="checkbox"/> Fish Runs	Indicate size under Coastal Banks, inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above 1. cubic yards dredged	
l. <input type="checkbox"/> Land Subject to Coastal Storm Flowage	1. square feet	

4. Restoration/Enhancement
If the project is for the purpose of restoring or enhancing a wetland resource area in addition to the square footage that has been entered in Section B.2.b or B.3.h above, please enter the additional amount here.

a. square feet of BVW

b. square feet of Salt Marsh

5. Project Involves Stream Crossings

a. number of new stream crossings

b. number of replacement stream crossings



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C. Other Applicable Standards and Requirements

- This is a proposal for an Ecological Restoration Limited Project. Skip Section C and complete Appendix A: Ecological Restoration Limited Project Checklists – Required Actions (310 CMR 10.11).

Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review

- 1. Is any portion of the proposed project located in **Estimated Habitat of Rare Wildlife** as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see the *Massachusetts Natural Heritage Atlas* or go to http://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.htm.

- a. Yes No **If yes, include proof of mailing or hand delivery of NOI to:**

**Natural Heritage and Endangered Species Program
Division of Fisheries and Wildlife
1 Rabbit Hill Road
Westborough, MA 01581**

- August 1, 2021
b. Date of map

If yes, the project is also subject to Massachusetts Endangered Species Act (MESA) review (321 CMR 10.18). To qualify for a streamlined, 30-day, MESA/Wetlands Protection Act review, please complete Section C.1.c, and include requested materials with this Notice of Intent (NOI); *OR* complete Section C.2.f, if applicable. *If MESA supplemental information is not included with the NOI, by completing Section 1 of this form, the NHESP will require a separate MESA filing which may take up to 90 days to review (unless noted exceptions in Section 2 apply, see below).*

- c. Submit Supplemental Information for Endangered Species Review*

- 1. Percentage/acreage of property to be altered:
(a) within wetland Resource Area _____ percentage/acreage
(b) outside Resource Area _____ percentage/acreage

- 2. Assessor’s Map or right-of-way plan of site

- 2. Project plans for entire project site, including wetland resource areas and areas outside of wetlands jurisdiction, showing existing and proposed conditions, existing and proposed tree/vegetation clearing line, and clearly demarcated limits of work **
(a) Project description (including description of impacts outside of wetland resource area & buffer zone)
(b) Photographs representative of the site

* Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see <https://www.mass.gov/endangered-species-act-mesa-regulatory-review>).

Priority Habitat includes habitat for state-listed plants and strictly upland species not protected by the Wetlands Protection Act.

** MESA projects may not be segmented (321 CMR 10.16). The applicant must disclose full development plans even if such plans are not required as part of the Notice of Intent process.



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C. Other Applicable Standards and Requirements (cont'd)

- (c) MESA filing fee (fee information available at <https://www.mass.gov/how-to/how-to-file-for-a-mesa-project-review>).

Make check payable to "Commonwealth of Massachusetts - NHESP" and **mail to NHESP** at above address

Projects altering 10 or more acres of land, also submit:

- (d) Vegetation cover type map of site

- (e) Project plans showing Priority & Estimated Habitat boundaries

- (f) OR Check One of the Following

1. Project is exempt from MESA review.
Attach applicant letter indicating which MESA exemption applies. (See 321 CMR 10.14, <https://www.mass.gov/service-details/exemptions-from-review-for-projectsactivities-in-priority-habitat>; the NOI must still be sent to NHESP if the project is within estimated habitat pursuant to 310 CMR 10.37 and 10.59.)

2. Separate MESA review ongoing.

a. NHESP Tracking # _____

b. Date submitted to NHESP _____

3. Separate MESA review completed.

Include copy of NHESP "no Take" determination or valid Conservation & Management Permit with approved plan.

3. For coastal projects only, is any portion of the proposed project located below the mean high water line or in a fish run?

- a. Not applicable – project is in inland resource area only b. Yes No

If yes, include proof of mailing, hand delivery, or electronic delivery of NOI to either:

South Shore - Cohasset to Rhode Island border, and
the Cape & Islands:

North Shore - Hull to New Hampshire border:

Division of Marine Fisheries -
Southeast Marine Fisheries Station
Attn: Environmental Reviewer
836 South Rodney French Blvd.
New Bedford, MA 02744
Email: dmf.envreview-south@mass.gov

Division of Marine Fisheries -
North Shore Office
Attn: Environmental Reviewer
30 Emerson Avenue
Gloucester, MA 01930
Email: dmf.envreview-north@mass.gov

Also if yes, the project may require a Chapter 91 license. For coastal towns in the Northeast Region, please contact MassDEP's Boston Office. For coastal towns in the Southeast Region, please contact MassDEP's Southeast Regional Office.

- c. Is this an aquaculture project?

- d. Yes No

If yes, include a copy of the Division of Marine Fisheries Certification Letter (M.G.L. c. 130, § 57).



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Online Users:
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C. Other Applicable Standards and Requirements (cont'd)

4. Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?
- a. Yes No If yes, provide name of ACEC (see instructions to WPA Form 3 or MassDEP Website for ACEC locations). **Note:** electronic filers click on Website.
-
- b. ACEC
5. Is any portion of the proposed project within an area designated as an Outstanding Resource Water (ORW) as designated in the Massachusetts Surface Water Quality Standards, 314 CMR 4.00?
- a. Yes No
6. Is any portion of the site subject to a Wetlands Restriction Order under the Inland Wetlands Restriction Act (M.G.L. c. 131, § 40A) or the Coastal Wetlands Restriction Act (M.G.L. c. 130, § 105)?
- a. Yes No
7. Is this project subject to provisions of the MassDEP Stormwater Management Standards?
- a. Yes. Attach a copy of the Stormwater Report as required by the Stormwater Management Standards per 310 CMR 10.05(6)(k)-(q) and check if:
1. Applying for Low Impact Development (LID) site design credits (as described in Stormwater Management Handbook Vol. 2, Chapter 3)
 2. A portion of the site constitutes redevelopment
 3. Proprietary BMPs are included in the Stormwater Management System.
- b. No. Check why the project is exempt:
1. Single-family house
 2. Emergency road repair
 3. Small Residential Subdivision (less than or equal to 4 single-family houses or less than or equal to 4 units in multi-family housing project) with no discharge to Critical Areas.

D. Additional Information

- This is a proposal for an Ecological Restoration Limited Project. Skip Section D and complete Appendix A: Ecological Restoration Notice of Intent – Minimum Required Documents (310 CMR 10.12).

Applicants must include the following with this Notice of Intent (NOI). See instructions for details.

Online Users: Attach the document transaction number (provided on your receipt page) for any of the following information you submit to the Department.

1. USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)
2. Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.



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D. Additional Information (cont'd)

3. Identify the method for BVW and other resource area boundary delineations (MassDEP BVW Field Data Form(s), Determination of Applicability, Order of Resource Area Delineation, etc.), and attach documentation of the methodology.

4. List the titles and dates for all plans and other materials submitted with this NOI.

Proposed Subsurface Sewage Disposal Plan in Bourne, MA

a. Plan Title

Bracken Engineering, Inc.

Zachary L. Basinski, PE, CFM & Alan M. Grady, PLS

b. Prepared By

c. Signed and Stamped by

1/18/2022

1" = 20'

d. Final Revision Date

e. Scale

f. Additional Plan or Document Title

g. Date

5. If there is more than one property owner, please attach a list of these property owners not listed on this form.

6. Attach proof of mailing for Natural Heritage and Endangered Species Program, if needed.

7. Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.

8. Attach NOI Wetland Fee Transmittal Form

9. Attach Stormwater Report, if needed.

E. Fees

1. Fee Exempt: No filing fee shall be assessed for projects of any city, town, county, or district of the Commonwealth, federally recognized Indian tribe housing authority, municipal housing authority, or the Massachusetts Bay Transportation Authority.

Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:

144

2. Municipal Check Number

1/18/22

3. Check date

143

4. State Check Number

1/18/22

5. Check date

Michael

6. Payor name on check: First Name

Kenny

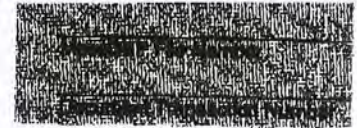
7. Payor name on check: Last Name



Bureau of Resource Protection - Wetlands

WPA Form 3 - Notice of Intent

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BOURNE
City/Town

F. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the wetlands regulations, 310 CMR 10.05(5)(a).

I further certify under penalties of perjury that all abutters were notified of this application, pursuant to the requirements of M.G.L. c. 131, § 40. Notice must be made by Certificate of Mailing or in writing by hand delivery or certified mail (return receipt requested) to all abutters within 100 feet of the property line of the project location.

1. Signature of Applicant Mike Kenny	2. Date 1/18/22
3. Signature of Property Owner (if different) Carl Forziati, TR	4. Date 1/13/2022
5. Signature of Representative (if any) BRACKEN ENGINEERING, INC.	6. Date 1/18/22

For Conservation Commission:

Two copies of the completed Notice of Intent (Form 3), including supporting plans and documents, two copies of the NOI Wetland Fee Transmittal Form, and the city/town fee payment, to the Conservation Commission by certified mail or hand delivery.

For MassDEP:

One copy of the completed Notice of Intent (Form 3), including supporting plans and documents, one copy of the NOI Wetland Fee Transmittal Form, and a copy of the state fee payment to the MassDEP Regional Office (see instructions) by certified mail or hand delivery.

Other:

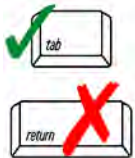
If the applicant has checked the "yes" box in any part of Section C, Item 3, above, refer to that section and the instructions for additional submittal requirements.

The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Notice of Intent.



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
NOI Wetland Fee Transmittal Form
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Important: When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



A. Applicant Information

1. Location of Project:

3 Red Brook Pond Drive	Bourne
a. Street Address	b. City/Town
143	\$237.50
c. Check number	d. Fee amount

2. Applicant Mailing Address:

Michael	Kenny	
a. First Name	b. Last Name	
c. Organization		
P.O. Box 384		
d. Mailing Address		
Cataumet	MA	02534
e. City/Town	f. State	g. Zip Code
978-697-6523	mjkbuilder@gmail.com	
h. Phone Number	i. Fax Number	j. Email Address

3. Property Owner (if different):

Carl	Justin Realty Trust	
a. First Name	b. Last Name	
c. Organization		
P.O. Box 3077		
d. Mailing Address		
Pocasset	MA	02559-3077
e. City/Town	f. State	g. Zip Code
carlforziati@comcast.net		
h. Phone Number	i. Fax Number	j. Email Address

B. Fees

Fee should be calculated using the following process & worksheet. **Please see Instructions before filling out worksheet.**

Step 1/Type of Activity: Describe each type of activity that will occur in wetland resource area and buffer zone.

Step 2/Number of Activities: Identify the number of each type of activity.

Step 3/Individual Activity Fee: Identify each activity fee from the six project categories listed in the instructions.

Step 4/Subtotal Activity Fee: Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

Step 5/Total Project Fee: Determine the total project fee by adding the subtotal amounts from Step 4.

Step 6/Fee Payments: To calculate the state share of the fee, divide the total fee in half and subtract \$12.50. To calculate the city/town share of the fee, divide the total fee in half and add \$12.50.

To calculate filing fees, refer to the category fee list and examples in the instructions for filling out WPA Form 3 (Notice of Intent).



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B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Category 2	1	\$500.00	\$500.00
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Step 5/Total Project Fee:			\$500.00
Step 6/Fee Payments:			
Total Project Fee:			\$500.00
State share of filing Fee:			\$237.50
City/Town share of filing Fee:			\$262.50
			a. Total Fee from Step 5
			b. 1/2 Total Fee less \$12.50
			c. 1/2 Total Fee plus \$12.50

C. Submittal Requirements

- a.) Complete pages 1 and 2 and send with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts.

Department of Environmental Protection
 Box 4062
 Boston, MA 02211

- b.) **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and the city/town fee payment.

To MassDEP Regional Office (see Instructions): Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)

Notice of Intent Authorization Form

Please print in black or blue ink

I Justin Realty Trust c/o Carl Forziati, TR the property owner of a parcel of land located at 805 Scenic Highway, Bourne Assessor's Map 47.4 Parcel 9.8, am filing a Notice of Intent with the Conservation Commission.

I have authorized the following person(s) or firm(s) to act on my behalf and to represent me before the Commission during the public hearing review.

BRACKEN ENGINEERING, INC.

I also certify to the Commission that I am in full compliance with Town of Bourne Bylaw section 3.11.2 "Right to Revoke or Suspend Licenses or Permits for Non-Payment of Taxes or Assessments", in that any "taxes, fees, assessments, betterments or any other municipal charges, including amounts assessed under the provisions of section twenty-one D" have been paid.

Through my signature I attest that this instrument and its statements have been prepared honestly.

Carl A. Forziati, TR
Signature

1/13/2022
Date

Print Name: Carl A. Forziati



Town of Bourne
CONSERVATION COMMISSION
24 Perry Avenue
Buzzards Bay, Massachusetts 02532

NOTICE OF INTENT FILING INFORMATION WORKSHEET

In order to expedite the processing of your Notice of Intent filing with the Bourne Conservation Commission, please complete this information sheet and submit it with your application.

1. Applicant Name: Michael Kenny
2. Applicant Address: P.O. Box 384, Cataumet, MA 02534
3. Property Owner Name: Justin Realty Trust, Carl Forziati, TR
4. Property Owner Address: P.O. Box 3077, Pocasset, MA 02559-3077
5. Representative Name: Zachary L. Basinski, PE, CFM of Bracken Engineering, Inc.
6. Representative Address: 49 Herring Pond Road, Buzzards Bay, MA 02532
7. Project Address: 3 Red Brook Pond Drive
8. Project Map and Parcel Number: Map 47.4 Parcel 9.8
9. Book and Page # County Barnstable Book 5711 Page 144 & 148 Plan Book 683, Page 5
10. Project Description: _____

The proposed project includes the construction of a single family dwelling, Title V septic system, and all associated landscaping, grading, utilities, and appurtenances.

11. Is this project in an AE flood zone? Yes No
12. Is this project in a V flood zone? Yes No
13. Is this project within 100 feet of a wetland resource area? Yes No
14. Is this project within 200 feet of a riverfront? Yes No
15. Plan Title and Date: Proposed Subsurface Sewage Disposal Plan prepared by Bracken Engineering, Inc., dated 1/18/2022
16. Plan signed and stamped by: Zachary L. Basinski, PE, CFM and Alan M. Grady, PLS
17. Total Fee: (From Appendix B: Wetlands Fee Transmittal Form) \$ \$ 262.50 NOI Portion
\$500.00Town By-Law

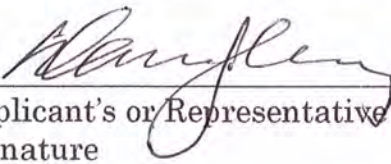
Waiver Agreement

Bourne Conservation Commission
Town Hall
24 Perry Avenue
Buzzards Bay, MA 02532

Commissioners:

I hereby waive the time requirement set forth in Chapter 131 s. 40 (Wetlands Protection Act), its regulations at 310 CMR 10.00, and the Town of Bourne Wetlands Protection Bylaw Article 3.7. I understand the Commission will make every effort to hold a public hearing within the mandated 21 day time frame and render a decision within the subsequent 21 day time frame upon closure of the hearing.

In agreeing with this waiver the public hearing will take place within 35 days of receiving the Notice of Intent.



Applicant's or Representative's
Signature

1/12/22
Date

Applicant's Name: (*print*) Mike Kenny

Address: PO Box 384, CATAUMET, MA 02534

Telephone: 978.697.6523

Project Location: 3 Red Brook Pond Drive (Map 47.4, Parcel 9.8)

Commission Member Waiver Request

Bourne Conservation Commission
Town of Bourne
24 Perry Ave.
Buzzards Bay, MA 02532

Dear Commissioners:

The applicants and/or owners of the below referenced property hereby waive the right to require the same Commission members to be present at any and all continued hearings on this matter.

This is necessary for the Commission to allow a continuance to be granted to the project and is in conformance with the opinion of Town Council. Should a continuance be necessary the only alternatives are for the applicant to request a continuance to a future meeting when the same Commission members are present or to withdraw and re-file at a future time.

Cula Foye, JTE
Applicant's or owner's signature

1/13/2022
Date

Applicant's name: Mike Kenny (print)

Address: _____

Telephone: _____

Project Location: 3 Red Brook Pond Drive

Town Map 47.4 Parcel 9 Lot 8

Project description: _____

The proposed project includes the construction of a single family dwelling, Title V septic system, and all associated landscaping, grading, utilities, and appurtenances.

Town of Bourne CONSERVATION COMMISSION

24 Perry Avenue
Buzzards Bay, Massachusetts 02532

Site Inspection Authorization

This form must be signed and dated by the property owner:

As the owner of the property which is the subject of this permit application, I grant to members and agents of the Bourne Conservation Commission the right to enter, inspect and sample the premises for the following:

1. To evaluate site conditions and verify information contained in the application prior to and during the hearing process.
2. To monitor the site during construction.
3. To verify compliance with the permit after the project's completion.

Carl A. Forjati, TTE
Signature

11/13/2022
Date

3 Red Brook Pond Drive (Map 47.4, Parcel 9.8)

Address of Proposed Work (include map and parcel)

**Town of Bourne
CONSERVATION COMMISSION
Filing Fee Submittal Form**

On January 6, 1993 the Conservation Commission adopted the following fee schedule for projects reviewed under the Town of Bourne Wetland and Natural Resource Protection Bylaw Article 3.7. The fee schedule was reviewed again on November 6, 2003 and revisions were implemented on July 1, 2004 and again on January 1, 2007 with the approval of the Bourne Conservation Commission and the Board of Selectmen.

All categories refer to G.L. Ch. 131 s. 40 filing fee schedule. 4/12/06

CATEGORY 1. _____	No. Category 1 Activities	X \$110.00	= _____	Total Category 1 Fee
CATEGORY 2. _____	1	X \$500.00	=	\$500.00
	No. Category 2 Activities			Total Category 2 Fee
CATEGORY 3. _____	No. Category 3 Activities	X \$1,050.00	= _____	Total Category 3 Fee
CATEGORY 4. _____	No. Category 4 Activities	X \$1,450.00	= _____	Total Category 4 Fee

CATEGORY 5. \$4.00 per linear foot with a \$100.00 minimum fee and a \$2000.00 maximum fee. (DOCKS)

_____	X \$4.00	= _____
Total Linear Feet		Total Category 5 Fee

**FOR NOTICES OF INTENT THERE IS A MINIMUM CHARGE OF \$125.00. ANY
CALCULATION LESS THAN \$125.00 MUST PAY \$125.00, ANY CALCULATION PRODUCING
A FIGURE GREATER THAN \$125.00 MUST PAY THE CALCULATED RATE.**

CATEGORY 6 (ANRAD) \$2.00/LIN.FT. UP TO \$200 FOR SFH, NO MORE THAN \$2000 (ALL OTHER ACTIVITIES)

_____	X \$2.00	= _____
TOTAL LINEAR FEET		TOTAL CATEGORY 6 FEE

CATEGORY 7. \$50.00 per activity listed below.
Request for Emergency Certification - \$50.00

_____	X \$50.00	= _____
No. Category 7 Activities		Total Category 7 Fee


CATEGORY 8. \$75.00 per activity listed below.
Request for Determination - \$75.00
Request for Certificate of Compliance - \$75.00
Request for Extension Permit - \$75.00
Request for Amended Order of Conditions - \$75.00

_____	X \$75.00	= _____
No. Category 8 Activities		Total Category 8 Fee

TOTAL FILING FEE SUBMITTED = \$500.00

Name Mike Kenny

Address Box 384, CAVALINA, MA 02504

Tel. 978-697-6523 Signature 

Date 1/12/02

Fees may be waived at the discretion of the Conservation Commission for non-profit or educational organizations or for those projects considered by the Commission to be an environmental improvement project. Extenuating circumstances or hardship the applicant may be experiencing may also be considered for reason to waive the filing fee.

Town of Bourne

Conservation Commission

Nitrogen Loading Calculation Sheet for Residential Housing

The following calculation sheet is based upon Technical Bulletin 91-001 issued by the Cape Cod Commission and deals with nitrate nitrogen (NO₃-N) Use the information from your PLAN OF RECORD to provide the following:

3 Red Brook Pond Drive (Existing Conditions)

Number of Bedrooms (Title 5 Definition)	=	0	Bedrooms
Lot Size (in square feet of upland areas)	=	45,916	sq.ft. Upland
Impervious Surfaces;**roof area=		-	sq.ft.
**Paved Area	=	-	sq.ft.
Natural Area = lot area minus all impervious surfaces	=	45,916	sq.ft.
Lawn Area in sq. ft.	=	1,533	sq.ft.

TITLE 5 FLOW = 110 GAL./ DAY PER BEDROOM

WASTEWATER FLOWS (NITROGEN LOAD & WATER LOAD)

Nitrogen from Title 5 design = 14,572 mg NO₃-N / day / bedroom: or 7911 mg NO₃-N / day/ bedroom with IA Treatment

Water from Title 5 design = 416.3 H₂O / day / bedroom

1a) Number of bedrooms = 0 x 14572 = 0.00 mg. NO₃-N / day

1b) Number of bedrooms = 0 x 416 = 0.00 L H₂O / day

Actual Nitrogen load = 6071.5 mg NO₃-N / day/ bedroom: 3296 mg NO₃-N / day/ bedroom with IA Treatment

Actual Water load = 173.5 L H₂O / day / bedroom

*Note: This assumes 2.5 people / unit average occupancy within the Town

2a) Number of bedrooms = 0 x 6071.5 = 0.00 mg. NO₃-N / day

2b) Number of bedrooms = 0 x 173.5 = 0.00 L H₂O / day

IMPERVIOUS SURFACES (NITROGEN LOAD & WATER LOAD)

NO₃-N load number sq. ft. of roof surface X 0.19395 mg NO₃-N / sq. ft.

H₂O load number sq. ft. of roof surface X 0.2586 L / sq. ft.

3a) Roof surface = 0 sq. ft. X 0.19395 = 0.00 mg NO₃-N

3b) Roof surface = 0 sq. ft. X 0.2586 = 0.00 L H₂O / day

NO₃-N load number sq. ft. of paved surface X 0.388 mg / sq. ft.

H₂O load number sq. ft. of paved surface X 0.2586 L / sq. ft.

4a) NO₃-N = 0 sq. ft. paved surface X 0.388 mg / sq. ft. 0.00 mg NO₃-N

4b) H₂O = 0 sq. ft. paved surface X 0.2586 L / sq. ft. 0.00 L H₂O

LAWN NITROGEN LOADING = 0.933 mg / sq. ft. lawn surface

$$5) \text{ sq. ft. of lawn} = 1533 \times 0.933 = 1430.29 \text{ mg}$$

NATURAL AREA WATER LOADING

$$\text{Natural area} = \text{lot size} - \text{impervious surfaces} = 45916 \text{ sq. ft.}$$

$$6) \text{ Natural area} = 45916 \times \text{water recharge factor} = 6235.39 \text{ L} \\ \text{(0.1358 L / sq. ft. for Bourne)}$$

SUMMARY OF NITROGEN LOADING

Estimated Title 5 Nitrogen & Water Loading

7a) ADD the above NO₃N load

1a	(+)	3a	(+)	4a	(+)	5	
0		0.00		0.00		1430.29	1430.29 mg NO ₃ -N / day

7b)

1b	(+)	3b	(+)	4b	(+)	6	
0		0.00		0.00		6235.39	6235.39 L H ₂ O / day

7c) DIVIDE 7a by 7b = 0.2 ppm NO₃-N*****

Actual Nitrogen & Water Loading

8a) ADD the above NO₃N load:

2a	(+)	3a	(+)	4a	(+)	5	
0		0.00		0.00		1430.29	<u>1430.29</u> mg NO ₃ -N / day

8b) ADD the above water (H₂O) load:

2b	(+)	3b	(+)	4b	(+)	6	
0		0.00		0.00		6235.39	<u>6235.39</u> L H ₂ O / day

8c) DIVIDE 8a by 8b = 0.2 ppm NO₃-N*****

FINAL CALCULATION ADD 7c & 8c (ppm) = 0.5 divide by 2 = 0.2 ppm NO₃-N

This is the actual nitrate nitrogen load for the project as designed. The target for coastal areas is 5 ppm nitrate nitrogen. Certain critical embayments may require a LOWER figure to prevent degradation.

*****If your nitrate nitrogen load exceeds the target limit **USE A SECOND CALCULATION SHEET TO SHOW ALTERNATIVES IN TRYING TO ACHIEVE THE 5 PPM NITRATE NITROGEN LEVEL*****

Town of Bourne

Conservation Commission

Nitrogen Loading Calculation Sheet for Residential Housing

The following calculation sheet is based upon Technical Bulletin 91-001 issued by the Cape Cod Commission and deals with nitrate nitrogen (NO₃-N) Use the information from your PLAN OF RECORD to provide the following:

3 Red Brook Pond Drive (Proposed Conditions)

Number of Bedrooms (Title 5 Definition)	=	4	Bedrooms
Lot Size (in square feet of upland areas)	=	45,916	sq.ft.
Impervious Surfaces;**roof area=	2,076	sq.ft.	**Paved Area = 1,401 sq.ft.
Natural Area = lot area minus all impervious surfaces	=	42,439	sq.ft.
Lawn Area in sq. ft.	=	7,965	sq.ft.
I/A System?	=	Yes	

TITLE 5 FLOW = 110 GAL./ DAY PER BEDROOM

WASTEWATER FLOWS (NITROGEN LOAD & WATER LOAD)

Nitrogen from Title 5 design = 14,572 mg NO₃-N / day / bedroom

Water from Title 5 design = 416.3 H₂O / day / bedroom

1a) Number of bedrooms = 4 x 14572 = 29144.00 mg. NO₃-N / day

1b) Number of bedrooms = 4 x 416 = 1664.00 L H₂O / day

Actual Nitrogen load = 6071.5 mg NO₃-N / day/ bedroom: 3296 mg NO₃-N / day/ bedroom with IA Treatment

Actual Water load = 173.5 L H₂O / day / bedroom

*Note: This assumes 2.5 people / unit average occupancy within the Town

2a) Number of bedrooms = 4 x 6071.5 = 12143.00 mg. NO₃-N / day

2b) Number of bedrooms = 4 x 173.5 = 694.00 L H₂O / day

IMPERVIOUS SURFACES (NITROGEN LOAD & WATER LOAD)

NO₃-N load number sq. ft. of roof surface X 0.19395 mg NO₃-N / sq. ft.

H₂O load number sq. ft. of roof surface X 0.2586 L / sq. ft.

3a) Roof surface = 2076 sq. ft. X 0.19395 = 402.64 mg NO₃-N

3b) Roof surface = 2076 sq. ft. X 0.2586 = 536.85 L H₂O / day

NO₃-N load number sq. ft. of paved surface X 0.388 mg / sq. ft.

H₂O load number sq. ft. of paved surface X 0.2586 L / sq. ft.

4a) NO₃-N = 1401 sq. ft. paved surface X 0.388 mg / sq. ft. = 543.59 mg NO₃-N

4b) H₂O = 1401 sq. ft. paved surface X 0.2586 L / sq. ft. = 362.30 L H₂O

LAWN NITROGEN LOADING = 0.933 mg / sq. ft. lawn surface

$$5) \text{ sq. ft. of lawn} = 7965 \times 0.933 = 7431.35 \text{ mg}$$

NATURAL AREA WATER LOADING

$$\text{Natural area} = \text{lot size} - \text{impervious surfaces} = 42439 \text{ sq. ft.}$$

$$6) \text{ Natural area} = 42439 \times \text{water recharge factor} = 5763.22 \text{ L}$$

(0.1358 L / sq. ft. for Bourne)

SUMMARY OF NITROGEN LOADING

Estimated Title 5 Nitrogen & Water Loading

7a) ADD the above NO₃N load

1a	(+)	3a	(+)	4a	(+)	5	
29144		402.64		543.59		7431.35	37521.57 mg NO ₃ -N / day

7b)

1b	(+)	3b	(+)	4b	(+)	6	
1664		536.85		362.30		5763.22	8326.37 L H ₂ O / day

7c) DIVIDE 7a by 7b = 4.5 ppm NO₃-N*****

Actual Nitrogen & Water Loading

8a) ADD the above NO₃N load:

2a	(+)	3a	(+)	4a	(+)	5	
12143		402.64		543.59		7431.35	<u>20520.57</u> mg NO ₃ -N / day

8b) ADD the above water (H₂O) load:

2b	(+)	3b	(+)	4b	(+)	6	
694		536.85		362.30		5763.22	<u>7356.37</u> L H ₂ O / day

8c) DIVIDE 8a by 8b = 2.8 ppm NO₃-N*****

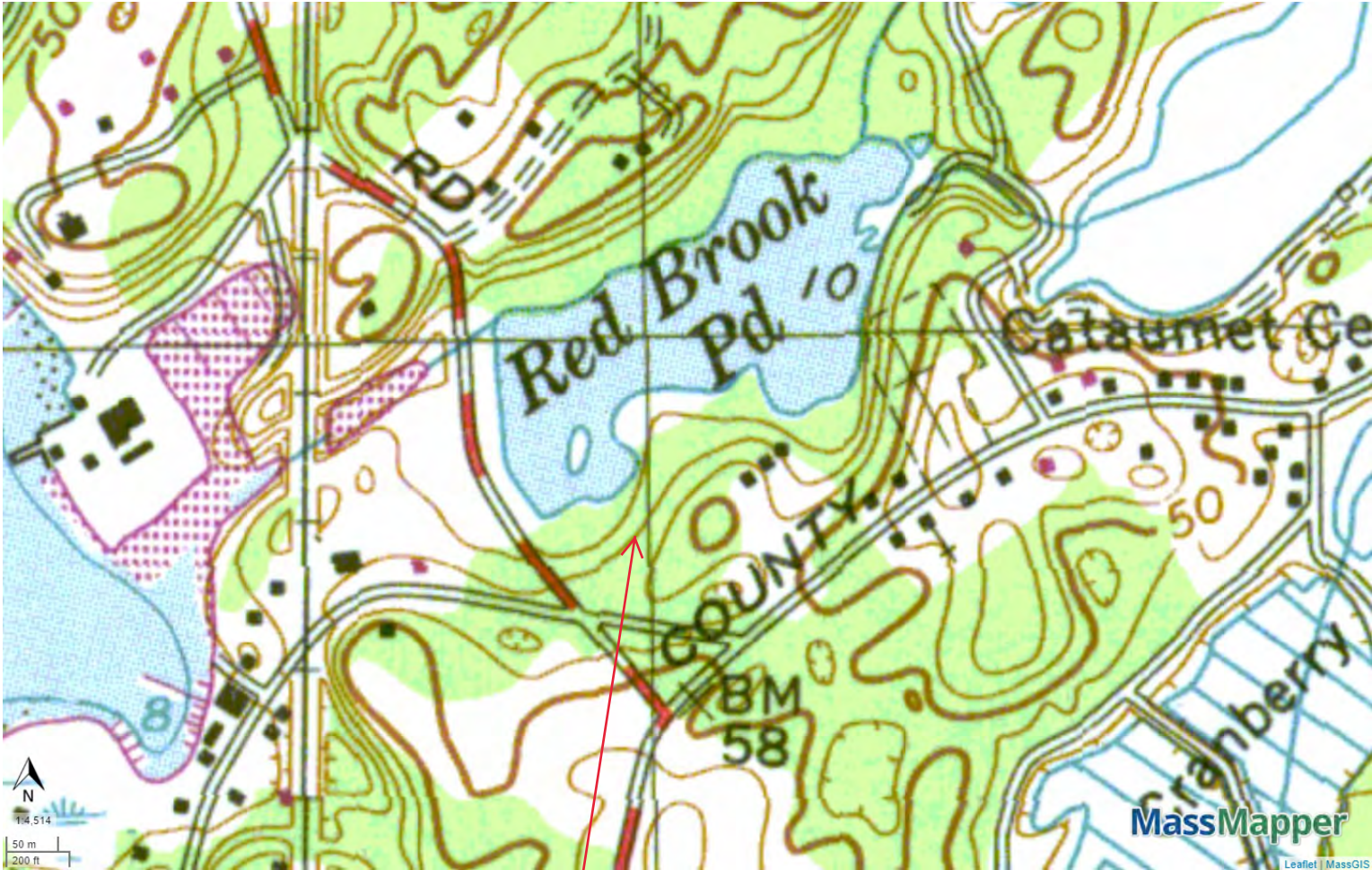
FINAL CALCULATION ADD 7c & 8c (ppm) = 7.3 divide by 2 = 3.6 ppm NO₃-N

This is the actual nitrate nitrogen load for the project as designed. The target for coastal areas is 5 ppm nitrate nitrogen. Certain critical embayments may require a LOWER figure to prevent degradation.

*****If your nitrate nitrogen load exceeds the target limit **USE A SECOND CALCULATION SHEET TO SHOW ALTERNATIVES IN TRYING TO ACHIEVE THE 5 PPM NITRATE NITROGEN LEVEL*****

USGS TOPO MAP

USGS Topographic Maps



3 Red Brook Pond Drive

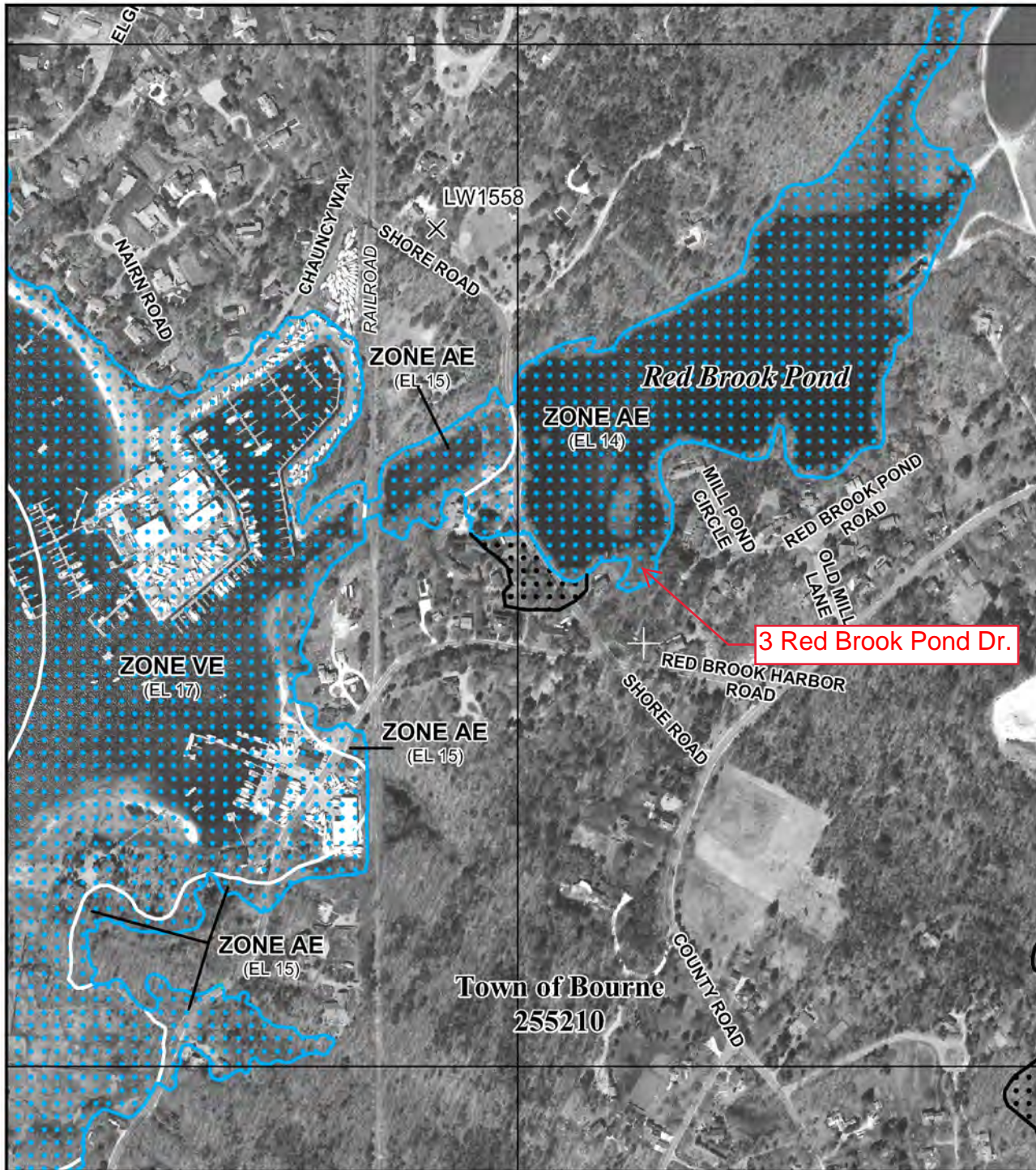
AERIAL ORTHOPHOTO

Property Tax Parcels
MassDOT Roads Street Names

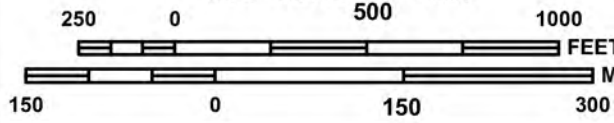
2019 Aerial Imagery



LOCUS



MAP SCALE 1" = 500'



NFIP

PANEL 0511J

FIRM

FLOOD INSURANCE RATE MAP
 BARNSTABLE COUNTY,
 MASSACHUSETTS
 (ALL JURISDICTIONS)

PANEL 511 OF 875
 (SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:

COMMUNITY	NUMBER	PANEL	SUFFIX
BOURNE, TOWN OF	255210	0511	J
FALMOUTH, TOWN OF	255211	0511	J

NOTE:
 THIS MAP INCLUDES BOUNDARIES OF THE COASTAL BARRIER RESOURCES SYSTEM ESTABLISHED UNDER THE COASTAL BARRIER RESOURCES ACT OF 1962 AND/OR SUBSEQUENT ENABLING LEGISLATION.

Notice to User: The **Map Number** shown below should be used when placing map orders; the **Community Number** shown above should be used on insurance applications for the subject community.

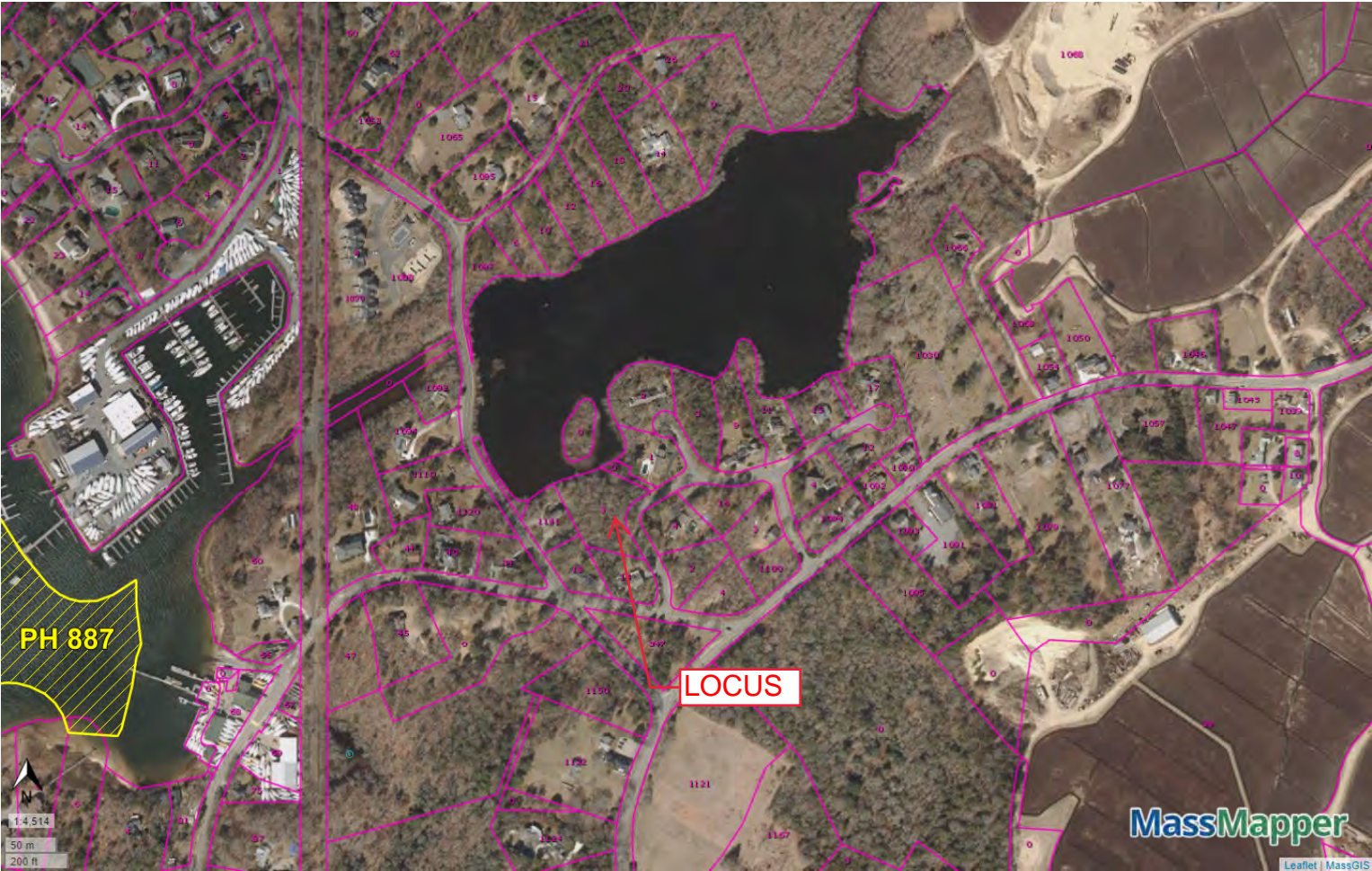


MAP NUMBER
 25001C0511J
EFFECTIVE DATE
 JULY 16, 2014

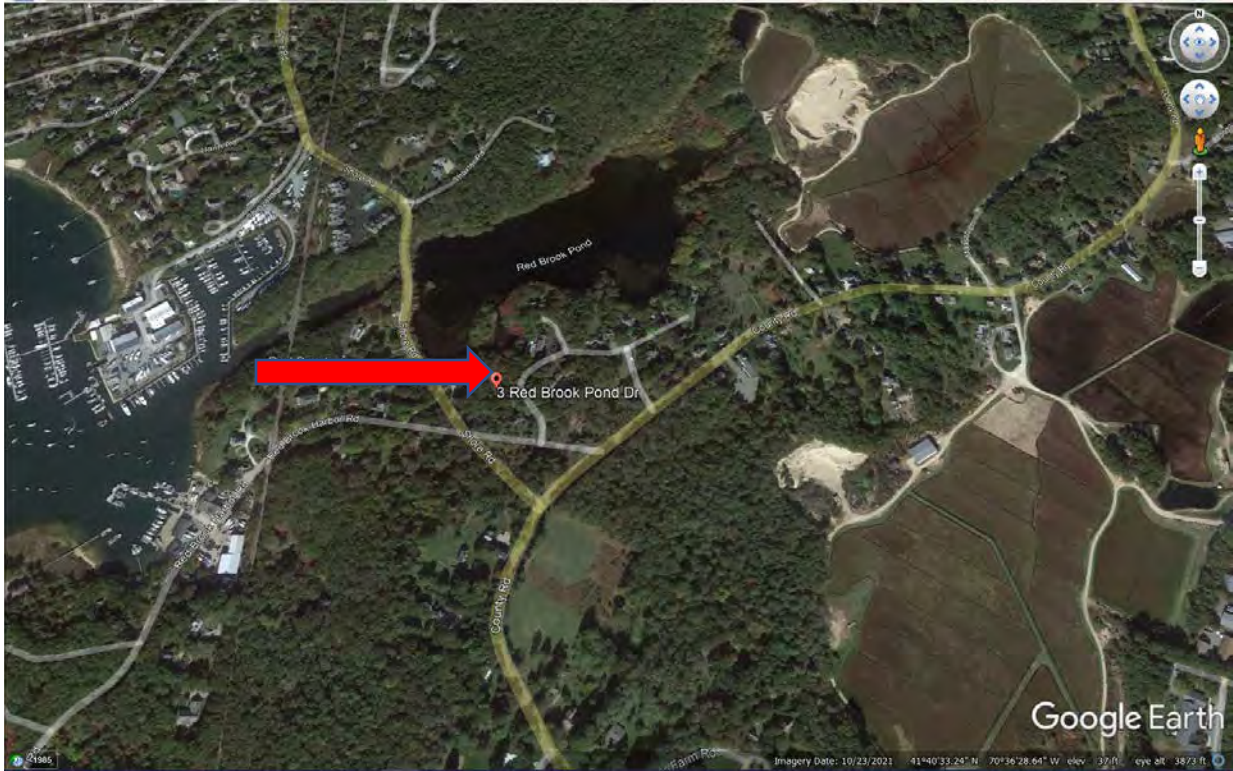
Federal Emergency Management Agency

This is an official FIRMette showing a portion of the above-referenced flood map created from the MSC FIRMette Web tool. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For additional information about how to make sure the map is current, please see the Flood Hazard Mapping Updates Overview Fact Sheet available on the FEMA Flood Map Service Center home page at <https://msc.fema.gov>.

3 Red Brook Pond Dr - NHESP



- Potential Vernal Pools
○
- NHESP Priority Habitats of Rare Species
□
- NHESP Estimated Habitats of Rare Wildlife
□
- NHESP Certified Vernal Pools
★
- Property Tax Parcels
- 2019 Aerial Imagery



Directions to 3 Red Brook Pond Drive from the Bourne Town Hall:

Take Perry Avenue to Main Street;

Turn right onto Main Street;

At the traffic circle, take the 3rd exit onto the MA-28 S/MA-25 W ramp to Falmouth;

Keep right at the fork, follow signs for MA-28S/Falmouth/The Islands;

Continue onto MA-28S (MacArthur Boulevard);

At the Otis Rotary take the first exit onto Sandwich Road;

Turn left onto Route 28A, Sandwich Road;

Turn right onto Long Hill Road;

Turn left onto County Road;

Turn right onto Red Brook Harbor Road;

Turn right onto Red Brook Pond Drive; and

#3 is on the left.

From Google Maps: 7.3 miles, approximately 11 minutes travel time.

AFFIDAVIT OF SERVICE

Under the

Massachusetts Wetland Protection Act (Chapter 131, Section 40)

and the

Town of Bourne Wetland Protection Bylaw (Article 3.7) and its *Regulations* (BWR 1.05 (e))

I, Penni L. Pomeroy, on behalf of Michael Kenny, hereby certify under the pains and penalties of perjury that on January 18, 2022, I gave notification to abutters in compliance with the Town of Bourne Bylaw (Article 3.7) and *Wetlands Protection Act*, in connection with the following matter:

A Notice of Intent was filed under the Town of Bourne's *Wetland Protection Bylaw* (Article 3.7) and the *Massachusetts Wetlands Protection Act* by Bracken Engineering, Inc., on behalf of Michael Kenny, with the Town of Bourne's Conservation Commission on January 18, 2022 for the property located at 3 Red Brook Pond Drive, Map 47.4, Parcel 9.8 in Bourne, Massachusetts.

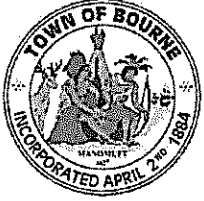
The form of notification, and a list of the abutters to whom it was given and their addresses, are attached to this Affidavit of Service.



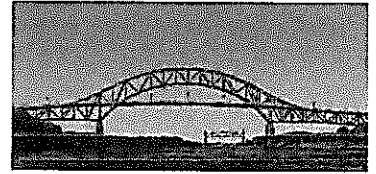
Penni L. Pomeroy
Bracken Engineering, Inc.

January 18, 2022

Date



TOWN OF BOURNE
Board of Assessors
24 Perry Avenue
Buzzards Bay, MA 02532
(508) 759-0600 Ext. 1510 ♦ Fax (508) 759-8026



Michael Leitzel, Chairperson
Ellen Doyle Sullivan, Clerk
Donna Barakauskas, Member

Rui Pereira, MAA
Director of Assessing

January 11, 2022

Carl Forziati
c/o Bracken Engineering, Inc.
49 Herring Pond Rd.
Buzzards Bay, MA 02532

Reference: Abutters List for Map 47.4 Parcel 9.8
Subject Property: 3 Red Brook Pond Drive

Pursuant to the provisions of Massachusetts General Laws Chapter 141, Section 40, as amended, and the Town of Bourne Wetlands Protection Bylaw Article 3.7, enclosed is a list of names and addresses which constitutes abutters within 100 feet of the subject property on the most recent tax list of the Town of Bourne. The purpose of the abutters list is for a Notice of Intent application for the Conservation Commission.

Abutting properties are: Map 47.4 Parcels 9.5, 9.6, 9.7, 9.10, 9.11, 9.21, 9.22 & 9.24.

The Assessor's Office has received your payment of \$10.00.

Please be advised that this abutters list is only good for 30 days from the date on this letter. Expired abutters list can be recertified for an additional filing fee.

See enclosed Data Base Inquiry Forms for abutters mailing addresses.

Board of Assessors

*Ellen Doyle Sullivan -
Donna Barakauskas
Michael Leitzel*

Extract: 1 Abutters List
 Database: LIVE
 Filter: Key IN 10385,10386,10388,10371,10370,10369,10375,10374
 Sort:

Report #24: Owner Listing Report
 Fiscal Year 2023

Bourne MA

Key	Parcel ID	Owner	Location	LCU/CJ	Bk-Pa(Cert) /Dt	Mailing Street	Mailing City	ST	Zip Cd/County
10369	47.4-9-5	ROSS JOHN C TRS JC ROSS REVOCABLE TRUST	14 RED BROOK HARBOR RD	N 1010	31326/77 6/8/2018	PO BOX 292	CATAUMET	MA	02534
10370	47.4-9-6	DONKIN GAIL TR CATAUMET NOMINEE TR	18 RED BROOK HARBOR RD	N 1010	11930/267 12/21/1998	PO BOX 456	CATAUMET	MA	02534-0456
10371	47.4-9-7	MATTHIES ANNE C TR ANNE C MATHIES REV TRUST	1141 SHORE RD	N 1010	25065/178 12/7/2010	PO BOX 382	CATAUMET	MA	02534
10374	47.4-9-10	FORZIATI CARL TRS CARL FORZIATI RED BROOK RLTY TRUST	4 RED BROOK POND DR	N 1010	34192/191 6/9/2021	PO BOX 3077	POCASSET	MA	02559
10375	47.4-9-11	BOURNE CONSERVATION TRUST	2 RED BROOK POND DR	N 9500	34199/333 6/11/2021	2 RED BROOK POND DR	CATAUMET	MA	02534
10385	47.4-9-21	FORZIATI ARTHUR L ESTATE OF	0 RED BROOK POND DR	N 1320	34265/31 7/1/2021	PO BOX 714	CATAUMET	MA	02534
10386	47.4-9-22	FORZIATI ARTHUR L ETUX MAUREEN FORZIATI	1 MILL POND CIR	N 1010	30179/167 12/20/2016	PO BOX 714	CATAUMET	MA	02534
10388	47.4-9-24	FORZIATI ALPHONSE L	0 RED BROOK POND DR	N 1320	1494/127	P O BOX 3077	POCASSET	MA	02559-3077

Total Records 8

**NOTIFICATION TO ABUTTERS UNDER THE
MASSACHUSETTS WETLANDS PROTECTION ACT
Chapter 131, Section 40**

In accordance with the 2nd paragraph of Massachusetts General Laws Chapter 131, Section 40, you are hereby notified of the following:

- A. The name of the Applicant is: **Michael Kenny**
- B. The Applicant has filed a Notice of Intent (NOI) with the Bourne Conservation Commission seeking permission to perform work which might: remove, fill, dredge or alter an Area Subject to Protection Under the Wetlands Protection Act (General Laws, Chapter 131, Section 40).

C. Description of the Project:

The proposed project includes the construction of a single family dwelling, Title V septic system, and all associated landscaping, grading, utilities, and appurtenances.

D. The location where the activity is proposed is:

3 Red Brook Pond Drive (Map 47.4, Parcel 9.8).

E. Copies of the Notice of Intent may be examined at the Bourne Conservation office, Town Hall 24 Perry Avenue, between the hours of 8:30 a.m. and 4:30 p.m. (Monday – Friday) Tel. 508-759-0600 Ex 1344 or can be obtained from the Applicant’s Representative: Bracken Engineering, Inc., 49 Herring Pond Road, Buzzards Bay, MA 02532, between the hours of 8:00 a.m. and 5:00 p.m. (Monday – Friday) Tel: 508-833-0070.

F. T The Public Hearing is scheduled for **Thursday, February 3rd at 7:00 p.m.** via ZOOM until further notice.

NOTE: Notice of the scheduled Public Hearing:

1. Will be published at least five (5) days in advance in the Bourne Enterprise newspaper; and,
2. Meeting agendas are posted on the Town of Bourne’s website no less than 48 hours in advance of the hearing. www.townofbourne.com/conservation

NOTE: You may also contact the Department of Environmental Protection Southeast Regional Office for more information about this application or the Wetlands Protection Act. To contact DEP’s Southeast Regional Office: 508-946-2800

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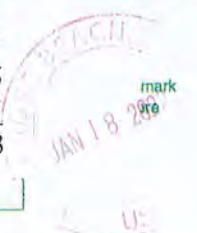
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Estate of Arthur L. Forziati
P.O. Box 714
Cataumet, MA 02534
3 Red Brook Pond Dr, Bourne - NOI

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Dept. of Environmental Protection
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Boston, MA 02211
3 Red Brook Pond Dr, Bourne - NOI

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Bourne Conservation Trust
2 Red Brook Pond Drive
Cataumet, MA 02534
3 Red Brook Pond Dr, Bourne - NOI

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Alphonse L. Forziati
P.O. Box 3077
Pocasset, MA 02559-3077
3 Red Brook Pond Dr, Bourne - NOI

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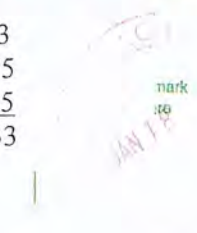
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Carl Forziati TRS
Carl Forziati Red Brook Rlty Trust
P.O. Box 3077
Pocasset, MA 02559-3077
3 Red Brook Pond Dr, Bourne - NOI

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Arthur L. Forziati, Et ux
Maureen Forziati
P.O. Box 714
Cataumet, MA 02534
3 Red Brook Pond Dr, Bourne - NOI

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Gail Donkin, TR
Cataumet Nominee TR
P.O. Box 456
Cataumet, MA 02534-0456

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Anne C. Matthies, TR
Anne C. Mathies Rev Trust
P.O. Box 382
Cataumet, MA 02534

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John C. Ross, TRS
JC Ross Revocable Trust
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Cataumet, MA 02534

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